



Regular Meeting Agenda
PARKS AND RECREATION COMMISSION

Wednesday, June 15 2005
Via Linda Senior Center
10440 E. Via Linda
5:00 P.M.

Present: Chairperson Donn Loper, Vice-chair Dean Cerimeli, Commissioners Shelley Anderson, Kemp Ellis, John Faramelli, Ron King, and Stephen Owens

Staff Present: Gloria Bianco, Leslie Clark, Steve Lehmann, Bill Murphy, Doug Nesselroad, Reed Pryor, Karen Rumore, Judy Weiss, and Rose Williams

CALL TO ORDER

Chairperson Loper called the meeting to order at 5 p.m.

MOMENT OF SILENCE

Chairperson Loper asked everyone to observe a moment of silence.

APPROVAL OF THE MINUTES

Commissioner Ellis moved to approve the minutes of the regular meeting of June 1, 2005 as submitted. Commissioner Anderson seconded and the motion carried unanimously.

UPDATE ON MESCAL PARK NEIGHBORHOOD MEETING – MAY 5, 2005

Judy Weiss, Parks and Recreation Director, presented proposed updates and resolution of issues at Mescal Park. A neighborhood meeting was held on May 5, 2005 at which time the residents made suggestions to improve the park site and the arena.

Commissioner Faramelli asked what the recommendation of the Risk Manager was. Ms. Weiss said the Risk Manager does not recommend the use of the basin for liability reasons and recommends the ordinance not be changed. Commissioner Faramelli asked if the language could be improved to raise the level of comfort for Risk. Ms. Weiss said that may be possible. Risk Management has visited the site. Commissioner Faramelli asked if there was going to be more information regarding the lighting as to the look of the fixture and the spillage. Ms. Weiss said the pictures she took from farther away were too dark. The fixture is basically a shoebox style with 30-40 ft height to get the arena coverage needed. The standards are from the IES and show the need for 20 ft candles. Measurements at Stonegate are below that standard. The other option is a more sports lighting type of fixture and look, more like a ballfield. This lighting would provide the benefit of better shielding and minimum spillage but the poles are a minimum of 50 feet high.

Commissioner King asked what the budget amount of \$150,000 includes. Ms. Weiss noted that on May 17, 2005 the tentative budget was approved with the amount of \$150,000 in Capital Improvement Project funds for Mescal Park improvements. Commissioner King asked if the funds were earmarked for anything specific. Ms. Weiss said the uses were not broken down but lights as a CIP improvement would be eligible. Commissioner King asked if there was anything in the budget for parking. Ms. Weiss said that was not a request at this time. Commissioner King asked if staff knew how many privately owned corrals or tennis

courts were in the area. Ms. Weiss said she didn't know that information. Commissioner King asked if the lights compare to tennis court lights. Ms. Weiss said that was correct with the main difference, tennis court lights are not over 20 ft high and these are taller.

Vice-chair Cerimeli asked what is the comparison in size of the arenas at Mescal comparison to Stonegate. Ms. Weiss said Stonegate may be slightly larger than Mescal.

Chairperson Loper asked if the grates can be secured with a chain. Ms. Weiss said they are secured at this time. Chairperson Loper asked if there are restrictions for arenas of this nature opposed to arenas with grandstands and is the lighting recommendations based on that. Ms. Weiss said the standard is the IES standards list for various venues. This is an amateur equestrian arena, not a show arena. With the requirement for the 20 ft candle standard, that will define somewhat how tall the poles will have to be and the wattage of the lights. If we proceed, a designer will be hired to do engineering, photo-metrics and uniformity and the arena will be lit to that standard. Chairperson Loper thought we might be able to get by with lower and less poles. Ms. Weiss said all the options will be looked at when the design is done. Usually if you have less poles the height needs to be increased.

Chairperson Loper called for public input.

Conrad Greene has lived in Scottsdale since 1977. He is in favor of the lighting however is interested in getting the feedback of those most affected. In summer in the evening, the weather starts to cool. He personally is not an avid rider but members of his family and others are. He would like to the City come up with something beneficial on the lights. More importantly, the use of the grass part of the park has been a part of the Master Plan for 19 years. It is the responsibility of the broker and homeowner to know about the park. Please keep the uniqueness of Scottsdale, as that is why he lives here. It is rare to find a spot like this where neighbors can use it. He lives on the outer borders of the neighborhood. He understands that flood control has no objection to the use of the grass. Riders would not use it when it is wet. Risk Management needs to be taken to the park. He is more concerned about dogs roaming than horses. He has a special needs child and has no concerns about that child using the park with horses there.

Ida Goldstein - 6877 E Gary Road which backs up to northeast corner of the park. There is an equestrian feel of the neighborhood. The park is a place for equestrians to ride. She has been requesting lights for 9 years. People who work can't ride before the sun goes down. She was always told there was no money in the budget for lights and when there was money it should be no problem. Only 3 parks in Scottsdale have arenas, Stonegate has 2 with 1 lit. The closest resident there is 55 feet from the arena fence. Westworld has 2 and both are lit. Mescal has 1 with no lights. The closest wall is 103 feet away; the apartments are 26 feet from the fence. The other side of the block wall is landscaped and there is a 2-way road around the complex then there is covered parking then the buildings. With today's technology there is no light pollution. Now is the time to move forward with lights. She is in favor of riding in the basin. It is open space and should be enjoyed by all. She submitted a photograph to the Commission.

Lisa Andrews feels the City should add signage and spread more gravel. She supports maintaining the character and upgrading the footings. She feels strongly about adding lights to a neighborhood park. There is no parking to warrant the added use and traffic. Neighbors area already affected by the lights at Cocopah until 10:30 p.m. Those across from the park voiced disapproval and it would adversely affect them and it is an unfair burden with lights and traffic. Less than 10% of the residents have horses. Please don't change the park and add lighting.

Kathy Rushing - 6946 E Gary – has lived there for 28 years. She would like more statistics from Risk as to the concerns about riding in the grass area verses the above on the trail. Horse people are a considerate bunch of people with children and would not harm a child. Why are they figuring it would endanger users down below but not up above. What is the difference between horse droppings and the dog droppings. Horse dropping can be fertilizer. Users won't ride when it is wet as they don't want injury to their horses. She personally won't use the site with lights because she would have to get from her house to the park at night. If there is any possible way use of the grass can happen she encourages the City to let it. Commissioner

Anderson asked why she wants to ride in the basin. Ms. Rushing said the horses can cool down in the basin and meander around and graze as it is not hot on their feet. The basin is a place for socializing.

Jan Fink has lived in the neighborhood for 20 years and has been riding in the basin for 17 years without an accident. The footing is excellent. She doesn't ride when it is flooded. Horses get bored in the arena. People won't move on the bridal path. The horses are happy in grass. She moved to this area because it is equestrian in nature. She would love to have the lights but he wouldn't use it at night. She is in favor and wants to ride in the grass.

Bill Bridwell has been involved in an equine organization for 36 years. He was instrumental with Herb Drinkwater in developing this park. It is the only park in the neighborhood. There would be no problems with the box lights for the old folks that completely surround the park. Lights are okay but you have to ride in the dark to get there. The grass area is a gathering point with 4 or 5 in the arena and 4 or 5 in the grass area. The rules from the insurance people are horses are dangerous and they kill more people than anything else. If you don't like horses you shouldn't get around them. Trail is much worse than the basin. There are old folks walking the dogs and kids riding bikes. There can be half dozen horses in the grass at any time. Fifteen would be a massive crowd. This is an equestrian neighborhood. There was an arena at Shea, there was the Cactus Corridor and equestrians have been run out of there. Don't screw up. Be a good neighbor. The lights won't hurt and open the area.

Arden Bradey has been in the livestock business all his life. He doesn't understand how the lighting is going to affect or hurt anyone if we use our heads and the various different types of lighting. The lights can be set up to adjust the angles to cover where nothing will go back to the homes. He thinks the lighting would be an asset to the community. If we maintain the grass area and if we all stay on horseback it won't tear up the grass or cause damage. Cooling the horses off is okay and will not cause problems.

Carol Hastings owns horses and has lived in the area since 1986 and uses Mescal. She is in favor of the lights and in favor of riding in the grass. She has been doing that as long as she can remember. She chooses to live there because of the proximity. She has never seen a problem. It is a safe place with the freedom to exercise. The sand is hot and the grass is natural for walking or grazing the horses. The area is a coffee clutch-gathering place to get fresh air and bond with the neighbors. This is an active horse community.

Mary Reinhart - 10846 N. 68th Street – lives west of the park and moved there in 1997 because of the nature of the neighborhood. She and her daughter ride in the park 2 to 3 times a week and it is a wonderful place. They have coexisted beautifully in the basin as well. The concern is we have a brightly lit community hub at Cocopah and she doesn't think the neighborhood needs another one. There is Cactus Park with lights and is a multi use park. She is concerned about the incoming traffic of non-community residents into a tranquil neighborhood park. This would change the character of the park and the community. With the hub at Cocopah cars line the streets spring and summer during little league play. This would be overkill for this quite place.

Steven Kunkle noted the entire area southwest is horse property with acre lots homes. The lights at Cocopah are interfering now and he is opposed to the lights. He welcomes more discussion. There is a small minority of people who have horses and would benefit from this. Even a smaller amount would benefit commercially with lights. He wakes some mornings to people giving lessons. People will drive in and park in front of his home. After dark the neighborhood is quiet and tranquil. Adding lights is an over burden. The minutes of the meeting in May could have provided a misguided perception. No notice was given, many people are gone for the summer, many with children couldn't attend and they would be opposed to lights. In this neighborhood with bridal paths, the intent is not to have 1acre commercial outposts. Even though people were advised at the meeting that riding in the basin was not permitted people have admitted they have done it repeatedly. They admitted that tonight. People provide lessons for others. It is a violation of the code and zoning for this neighborhood. This is benefiting a small minority. The right to ride after dark is a burden it would add additional horses and cars. He can't support it.

Lori Lill - 6911 Paradise Drive – noted some time back it was proposed to change Scottsdale from The West's Most Western Town" and that didn't happen because it is loved just the way it was. This area is for horse lovers and riders for longer than 20 years. The horses were the lure for newcomers and the main attraction for choosing this neighborhood. As time has evolved it is harder to find places to ride. Scottsdale listened and provided a developed a place to ride. Little by little there have been improvements implying that Scottsdale welcomed equestrian groups. There was an article in the Scottsdale Progress in 11/87 Mescal where Bill Ensign said "horses will be allowed on the turf when it is established and dried." After dry for 4 days it could be used as directed. This drifted away before we asked for it back. Now it is gone and it is fair to extend the use of arena with lights to enhance riding privileges of equestrians. She works 9 to 5 and enjoys an evening walk and relaxes while watching horses. Remember Scottsdale's theme and this is a chance to preserve it.

Cindy Mathers - 7019 E Cortez – has lived here for 30 years and has ridden since 1974 and is passionate about this 10 acres. She has ridden in the basin but not in the last year as she is trying to abide by the rules and also trying to get that changed. Horses love the ability to move out better and trot. It is an opportunity to show themselves better and they love it. The arena is a blessing and she is grateful for it and rides up until dark many nights. She isn't here to make trouble or to interfere with other neighbors. She wants to use the park and enjoy it. She feels everyone can cohabitate happily with each other. There is a resolution for lights and we should negotiate whatever it takes. She will use it quite a bit. She is in favor of riding in the grass and having lights.

Bobbi Alvord - 11426 N 68th St. – read a letter to the City Council. The letter is attached as a part of the permanent record. If the grass basin is approved for riding the police department will be grateful.

Ben Potter - 6811 E. Mescal St. – his house is 92 feet from the horse arena. He moved there 2 years ago and chose it for the good schools and like neighbors. He feels the drainage basin should always be just that. He researched this and found the Master Plan called for no lights; the CCRs call for no streetlights. There is inadequate parking and to increase the park usage is ludicrous. The demand with the influx of outside neighbors, pollution, traffic, and dust is bad. There is inadequate parking for horse trailers. The reason for this is not clear. Others have said it is the heat and riding in the summer. Riding lessons would suggest another motive. There would be an effect on the homes closest to the park. They would devalue and lose the quiet and peaceful enjoyment of their property. This has polarized the neighborhood. We all got along but now there is a different feeling in the community he doesn't like it. It is like a feud and is unacceptable. There are demographic changes and we are seeing a trend away from horse ownership. He is not or will never be in favor of this and it is not justified to spend tax dollars for a dwindling horse population.

Patty Rosky invited the Commission to Cocopah to see the lights casting beyond the park to the east of this site as it is only 2 blocks away. The 15 users now are people going beyond the posted signs and there would be more than 15 people if the basin is used for riding. She is familiar with horses. She opposes the lights. Ms. Rosky read letters from Harrison & Norma Fisher and Marc West and those letters are attached as a part of the record.

Tracey House - 11439 N. 68th Pl – has lived there since 1984 and has been riding in the park since 1986. before it was a retention basis and there were no signs. A change took place when Flood Control and Risk Management said it was not safe for multiple uses. There are no safety issues and no holes. People should be made responsible for their own liability. Are some uses not allowed in the basin - polo, jumping, racing, polo cross – it is not practical. It is dangerous to other users. There is a recreational basis for a relaxing ride, grazing, and walking and talking with neighbors. Look at the dog ordinance – it says they must be restrained with a leash. She is for lights and wants the City to work with Risk to perfect an ordinance to fit the use.

Charlyn Dahl represents 300 people from Pueblo Norte behind the back fence and they are glad there are no lights. They love the quiet atmosphere. She has no idea about this meeting until last night. Forty-five people signed a letter about this and they want it left like it is with no lights and nothing new.

Esther Wilson read letter from Claire Wosky. The letter is attached as a part of the record. Ms. Wilson has lived here since 1972. There are no bathrooms and no extra parking. Lighting would encourage outside people coming into park and there is no parking for them. She has no problem with riding in the basin. She feels there should be no lights.

Terry Richmond - 6801 E Wethersfield.- loves the park and appreciates having it. He rides there everyday early in the morning. If lights are put in, do them right so they are unobtrusive to the property owners. The basin is a magnificent asset and it is almost a crime to not let a horse in a grass field. Horses and grass go together. The owners on the west side of the park with horses take them on lead lines in the basin. There is something wrong with the logic. To have horses around the rim close to the walkway compared to down in grass is flawed logic. Thanks for the park and please let us keep it.

Patricia Hill - 6844 E. Cholla – is opposed to adding lights. This area has been dark since its inception and she appreciates the consideration of the Commission to keep it as such. Parking is problematic. Users at Cocopah are urinating in yards. People have built berms to keep cars off their property. The issue not yet raised is this is setting a precedent. The lighting is controversial. Once lights go in there will be lots more. The increased use undermines the equestrian uses. There are children playing and that could scare horses. Cocopah was to be low lighting initially and there was no public process. Please consider the public process. There has been only 1 meeting in the neighborhood and no one was aware this would lead to an agenda item to change the Master Plan. Please get more public input. Lights will undermine the essence of the area. Keep it as such as we don't have many more of these areas in Scottsdale. More public input is needed. She is concerned about the lights and the future.

Carlo Ardizoni - 10631 N 68th St - is opposed to lights as it is not a good idea. He has lived there for 30 years and believes what we have now is outstanding. Mescal is recognized all around Scottsdale. He would enjoy a cold-water fountain very much. This park cannot be compared to WestWorld or Stonegate, as they are commercial. This is a residential neighborhood and 25 or 35-foot light fixtures are adequate for the neighborhood. Directly south of the park is a senior citizen center and we should respect their privacy.

Juliet Hunter - 6802 E Mescal – lives close to the lights. She has horses and feels the lights are fine. She is concerned about not being able to ride on the grass. She moved here for that reason.

Leo Gephart - 11426 N 68th Pl – lives 1 block north of the park. He is against the lights. This area has no streetlights, no crime, and no one walking streets. If the lights are installed we will have more of that. The park has kids playing there. The people messing it up now are from out of the area. Lights would allow them to turn them on and play and that is not good at night. It is more unsafe on the streets than in the park at night. He raised Tennessee Walking horses didn't ride on any roads. Dogs and kids are on the blacktop and horses are supposed to be on the gravel. He doesn't see that happening in the morning or evening when he goes. So few people are using the parking from the neighborhood. Outsiders would bring their horses in on trailers. They don't want to pay so they would come here. It seems we have \$150,000 we just want to burn. A bathroom for older citizens would be better than lights or install a hogan to have picnics. There is a clean up issue and the ordinance states that dogs have to be cleaned up after but horses don't.

Mark Goldstein read a letter from Bridget Phillips. That letter is attached as a part of the record.

Chairperson Loper advised he had cards from folks who did not wish to speak and 15 were against either issue and 22 were in favor of either issue.

Chairperson Loper closed the public input.

Ms. Weiss noted that it is evident that everyone loves this park. She advised that Rule #14 of the City Code in relation to the use grass basin for riding indicates it has never been allowed. Uses occur sometimes but there has never been a code to allow this. Droppings are the same issue for dogs or horse. Dogs are not allowed off leash in this park either. It is hard to apply a leash law to horses but that can be looked into. There are problems in parks with people who do take their dogs off leash. The City has 3 sites for off leash

activity but the dog must be controlled at those sites also. Neighborhood Parks are not staffed and are not programmed. They are designed to have the neighbors enjoy them passively. There are 2 maintenance staff for Mescal but no additional staff to enforce any rules and regulations. People are always busy Staff does make a strong effort to notify as many possible about meetings. The management of the apartment complex and the retirement community were contacted directly about the May 5th meeting and they assured Staff that they would get the word out to residents. There would be additional costs in terms of maintenance to allow riding in the grass basin in the terms of more fertilization and turf management.

Commissioner Anderson asked if the copy of the Ordinance distributed was directly from the City's Ordinances. After reviewing the document, Ms. Weiss said it was. Commissioner Anderson noted it is sad to have a situation when a neighborhood is as divided as this one has been. At all costs attempts should be made to remedy some of these issues to satisfy both parties. Would it be possible to put out rakes and trashcans for users to clean up after themselves. Ms. Weiss said the rakes would probably disappear but there are trash cans there now. Commissioner Anderson said the citizen input makes it evident that the use of the basin is for visiting and social benefit rather than hard riding. That would account for why the basin is in the condition it is in. Commissioner Anderson noted the residents didn't seem to know this was illegal until recently. Would it be a possibility to have the rules written that a person would ride at their own risk, which would take care of Risk Management concerns. Ms. Weiss said that has been discussed with Risk Management and the attorneys and that kind of waiver doesn't carry much weight in their opinion.

Commissioner Faramelli asked what is the liability in terms of the grassy area. Ms. Weiss said there is a conflict of use in having horses in the same proximity as children and the potential of spooking the horse or it getting out of control and having a serious injury or accident occur. There is no barrier between the horses and other users. Everything is dependant on etiquette and the skill of the rider. Commissioner Faramelli asked the difference between this and Westworld on a day-to-day basis. Ms. Weiss said she doesn't believe that free reign riding is allowed at WestWorld. They have 9 arenas with 2 at the trailhead. The polo fields are used for a variety of activities. They are reserved when being used for polo. There used to be 2 polo fields and now there is only one. The other field was paved for other special event uses. Commissioner Faramelli asked if Staff recalls any problems or accidents or liability claims from this grassy area. Ms. Weiss said staff has not received any reports, complaints or incidents at Mescal. There was a warning issued by an officer recently for riding in the basin. In the early 80s at Vista Del Camino a cart and horse got spooked and killed a senior citizen who was walking in the park. That may have lead to this rule.

Commissioner King asked for a clarification on Section 14 as it says riding is allowed in areas that are posted. Ms. Weiss said that could be a modification to the Ordinance and designation of an area that would include the basin with a pipe railing is possible. A pipe railing probably wouldn't affect the flood control issue. Commissioner King noted that all it would take is a sign to be put up. Ms. Weiss noted that designating this basin for equestrian uses would preclude any other uses. Commissioner King noted the major use seems to be to let horses cool down and graze. The Ordinance could be revised to not allow riding. Ms. Weiss said that could be looked at as to what is riding, what is having a horse on its reins and letting it graze. There wouldn't be staff to enforce it so it would be self-supervised and that would cause Risk Management issues. Commissioner King said the lights can be set to be off at 9:30 not 10:30 p.m.

Vice-chair Cerimeli noted people have been utilizing the park and basin. This is just giving them an opportunity to do what they have been doing for 20 plus years and would provide more room for them. The bikes should be riding around the top on the path. He is for giving them what they want in the basin. He feels the lights wouldn't be as bright as they have seen.

Commissioner Anderson asked if permits could be issued to use the area. Ms. Weiss said the City doesn't typically reserve or issue permits for neighborhood parks as there is no staff to enforce issues. Reserving areas add another layer of operation and maintenance that this park does not have the resources for. Designation of the basin as an equestrian use area would preclude any other uses and we would be in same boat as we are now. Commissioner Anderson noted if we don't change this ordinance the neighbors will be calling the police daily. She agrees with Vice-chair Cerimeli on the lights.

Commissioner Owens wants to echo the sentiments and the testimony in favor of use of basin. No one seemed opposed to that use. He is uncomfortable having discussions about risks and liabilities and he feels he is not in a position to make a decision until he has heard from Risk Management or the attorneys. He feels that the Planning Commission and City Council will get this advice prior to any action being taken. Absent any other compelling reason, he sees no reason not to allow it.

Commissioner Faramelli agrees with Commissioner Owens on the liability issue. He feels there are ways to deal with the lights with new systems that would raise the comfort level of the neighbors. The liability issue could be brought through the process and agreed to by the City Council. Ms. Weiss said that would be correct. Any motion can have a stipulation regarding these comments. The area needs to be as safe as possible. Staffing is not an option as there are no operational funds for staffing.

Commissioner King feels it is a shame to have the City say you can't use the basin. Equestrian areas are disappearing and if we take away the basin it will dwindle some more. We should preserve the nature of the area by using the park for this use. Ms. Weiss reminded the Commission that the use of the basin for equestrians was never given. Commissioner King said that was correct but it is being used.

Chairperson Loper noted one citizen said the lighting was against the CCRs of the neighborhood. Is the park subject to CCRs. Ms. Weiss said she doesn't believe the park is subject to CCRs. They have to do with street lighting. Lighting could occur at the park. Commissioner King advised he pulled the records and there are no CCRs at the park. Chairperson Loper asked if the trail around the park is separated by anything. Ms. Weiss said there is no curbing or fencing. Chairperson Loper noted it was possible then to have people walking where horses are. Ms. Weiss said that was correct. Chairperson Loper asked how is that different from what is happening in the basin. Ms. Weiss said the difference is that the trails are designated for those specific uses as they are multiuse trails. The grass basin is not designated for that use. Chairperson Loper stated he didn't know why people would want to travel to the park for the lights if they don't have an area to park. The majority of usage is by those that live in the neighborhoods. Maybe the City could install "No Horse Trailer Parking" signs and that would alleviate the concerns of trailers parking in their area and encourage the people living by the park to walk to the park. Ms. Weiss said there is no designated parking at this park. Chairperson Loper noted on the website a plan is posted that shows parking. Ms. Weiss said that is a copy of the approved Master Plan and there is no parking at this time. Chairperson Loper said if there are concerns by the neighbors about parking could we put signs up that say "No Horse Trailer Parking." Ms. Weiss said that can be reviewed. Commissioner Anderson noted if signs like that went in and she lived in the neighborhood and wanted to park on the street to unload then she would be in violation. Chairperson Loper noted the Commission appreciates the input from the neighbors. There is a lot of point/counterpoint, emotion, and speculation. His decision must be based on the facts. He has not been able to find information to show homes would be devalued because of lighting. He noted, the most vocal opponent is almost 2 football fields away. He would like City staff to look into prohibiting horse trailer parking at this area. The conception that lights will bring troublemakers into the area is unfounded. Troublemakers abhor lighting. He is concerned there may be an impression that we are imposing our will on this neighborhood park but it comes down to what do the neighbors want. The e-mails received and speakers were about evenly split on lighting. All things equal, does addition of arena lighting enhance neighborhood. He feels it does. He feels he can't make a decision based on emotion or speculation. This is obviously an equestrian neighborhood and we should do what can to maintain that. The City has set aside funds for lights. For these reasons he will be in support of the lights and changing the ordinance. He admonished those who have provided private riding lessons at this public facility. That kind of activity is not allowed and is against the law.

Commissioner Anderson moved to recommend the City Council amend the Master Plan to include lighting at the arena and bring this park to standards of the other equestrian parks the City now has. Vice-chair Cerimeli seconded the motion. Commissioner King thinks the lights will preserve the community and is in favor of them. Chairperson Loper called for the vote. The motion carried unanimously.

Commissioner Anderson moved to recommend the City Council change City Ordinance 20-31b14 and the grass basin designated as an equestrian area at Mescal Park. Vice-Chair Cerimeli seconded the motion. Commissioner Faramelli asked if there is no concurrence from Risk Management and the attorneys would it

have to come back to the Commission or would it be sent to the Council and have them decide. Ms. Weiss said that would be identified and it would then be taken that to the Planning Commission and City Council. Commissioner King asked if this was adopted children would then not be allowed in the basin, just horses. Ms. Weiss said it would be exclusively an equestrian area precluding any other activities or any non-equestrian use in the grass basin. Commissioner King wants the City to amend the ordinance to allow what goes the to include what has been going on there now. Based on the exclusivity of use he cannot support the motion. Commissioner Owens feels this is more difficult than has to be. Staff and the Council's job would be to craft every word of the ordinance to express the recommendation of the Commission to figure out a way to let equestrians have the use without precluding other uses. Vice-chair Cerimeli rescinded his second of Commissioner Anderson's motion. Commissioner Anderson rescinded her motion.

Commissioner Owens moved to recommend to the City Council that the city ordinance be amended to allow equestrian use of the basin area at Mescal Park and the details of the wording be up to the appropriate staff at the city attorneys. Commissioner Cerimeli seconded the motion. Commissioner Owens amended the motion to state that the uses would not be exclusive to equestrians and that other uses would be permitted. Vice-chair Cerimeli seconded the amendment. Chairperson Loper called for a vote on the amendment and the original motion. Both the amendment and the original motion carried unanimously.

DIRECTOR'S REPORT OF CURRENT EVENTS (A.R.S. § 38-431.02(K))

Ms. Weiss advised there was no report tonight.

OPEN CALL TO THE PUBLIC (A.R.S. § 38-431.02)

Chairperson Loper called for any items from the floor or from the Commission. There were none.

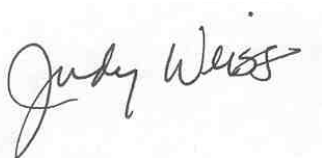
ADJOURNMENT

Commissioner King moved to adjourn the meeting. Commissioner Faramelli seconded and the motion carried unanimously.

With no further business to be brought before the Commission, Chairperson Loper adjourned the meeting at 7:45 p.m.

Respectfully submitted by Ruth Johnson, Recording Secretary.

Meets established criteria.



Judy Weiss, Director
Parks & Recreation



William B. Murphy, Director
Parks & Grounds Management